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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Xiaode Xu, Wenfeng Huang and Ian Sayers

Serial No.: 09/504,325

Group Art Unit: 2739

Filed: February 14, 2000

Examiner:

Title: GUARANTEED AIR CONNECTION

TECH CENTER 2700

OCT 19 2000

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| | |
|---|-----------------------|
| CERTIFICATE OF MAILING | |
| I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as First Class Mail in an envelope addressed to Assistant Commissioner for Patents, Washington, D.C. 20231 | |
| on 10/13/00 | <i>Delina Cormier</i> |
| Date | Signature |
| <i>Delina Cormier</i> | |
| Typed or printed name of person signing certificate | |

REVOCATION OF POWERS OF ATTORNEY
AND APPOINTMENT OF NEW ATTORNEYS AND/OR AGENTS

Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

Cisco Systems, Inc., a Corporation duly organized under the laws of the California, is the assignee of the entire right, title and interest in the above-identified application. Cisco Systems, Inc. hereby appoints the attorneys and/or agents associated with:

Hamilton, Brook, Smith & Reynolds, P.C.
2 Militia Drive
Lexington, Massachusetts 02421-4799
Customer No. 21005

to prosecute the above-identified application and any divisions or continuations thereof and to conduct all business in the United States Patent and Trademark Office. All previously granted Powers of Attorney are hereby revoked.

Certification under 37 C.F.R. §3.73(b) is submitted herewith.

All correspondence should be sent to Customer No. 21005, Hamilton, Brook, Smith & Reynolds, P.C., Two Militia Drive, Lexington, Massachusetts 02421-4799. Please direct all telephone calls to David J. Thibodeau, Jr. at (781) 861-6240, and all facsimile communications to (781) 861-9540.

Respectfully submitted,
Cisco Systems, Inc.

By _____
Robert Barr

Title World Wide Patent Counsel

Date OCT 06 2000

RECORDATION FORM COVER SHEET PATENTS ONLY

To the Honorable Commissioner of Patents and Trademarks: Please record the attached original documents or copy thereof.

1. Name of conveying party(ies)

Xiaode Xu, Wenfeng Huang and Ian Sayers

2. Name and address of receiving party(ies)

Name: JetCell, Inc.

Internal Address: _____

Additional name(s) of conveying party(ies) attached? ☐ Yes ☒ No

3. Nature of conveyance:

☒ Assignment

☐ Merger

☐ Security Agreement

☐ Change of Name

☐ Other _____

Execution Date: March 14, 2000

Street Address: 173 Constitution Drive

City: Menlo Park

State: CA

ZIP: 94025

Additional name(s) & address(es) attached?

☐ Yes ☒ No

4. Application number(s) or patent number(s):

If this document is being filed together with a new application, the execution date of the application is: _____

A. Patent Application No.(s)

09/504,325

B. Patent No.(s)

Additional numbers attached? ☐ Yes ☒ No

5. Name and address of party to whom correspondence concerning document should be mailed:

Name: David J. Thibodeau, Jr., Esq.

Internal Address: _____

Hamilton, Brook, Smith & Reynolds, P.C.

Street Address: Two Militia Drive

City: Lexington State: MA ZIP: 02421-4799

6. Total number of applications and patents involved: [1]

7. Total Fee (37 C.F.R. 3.41)..... \$ 40.00

☒ Enclosed

☒ Authorized to charge any deficiencies or credit any overpayment to deposit account

☐ Authorized to be charged to deposit account

8. Deposit account number:

08-0380

(Attach duplicate copy of this page if paying by deposit account)

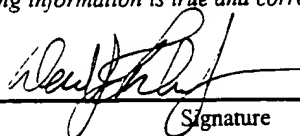
DO NOT USE THIS SPACE

9. Statement and signature.

To the best of my knowledge and belief, the foregoing information is true and correct and any attached copy is a true copy of the original document.

David J. Thibodeau, Jr.

Name of Person Signing



Signature

5/5/2000

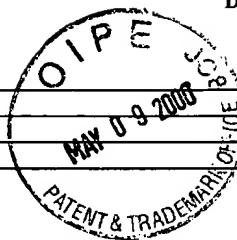
Date

Total number of pages including cover sheet, attachments, and document: [4]

· VERIFIED STATEMENT CLAIMING SMALL ENTITY STATUS
(37 CFR 1.9(f) & 1.27(c))-SMALL BUSINESS CONCERN

DOCKET NUMBER: 2821.1001000

Applicant or Patentee: Xiaode Xu, Wenfeng Huang and Ian Sayers
Serial or Patent No.: 09/504,325
Filed or Issued: February 14, 2000
Title: Guaranteed Air Connection



I hereby declare that I am

- ☐ the owner of the small business concern identified below:
☒ an official of the small business concern empowered to act on behalf of the concern identified below:

NAME OF SMALL BUSINESS CONCERN JetCell, Inc.
ADDRESS OF SMALL BUSINESS CONCERN 173 Constitution Drive
Menlo Park, California 94025

I hereby declare that the above identified small business concern qualifies as a small business concern as defined in 13 CFR 121.12 and reproduced in 37 CFR 1.9(d), for purposes of paying reduced fees to the United States Patent and Trademark Office, in that the number of employees of the concern, including those of its affiliates, does not exceed 500 persons. For purposes of this statement, (1) the number of employees of the business concern is the average over the previous fiscal year of the concern of the persons employed on a full-time, part-time or temporary basis during each of the pay periods of the fiscal year, and (2) concerns are affiliates of each other when either, directly or indirectly, one concern controls or has the power to control the other, or a third party or parties controls or has the power to control both.

I hereby declare that rights under contract or law have been conveyed to and remain with the small business concern identified above with regard to the invention described in:

- ☐ the specification filed herewith with title as listed above.
☒ the application identified above.
☐ the patent identified above.

If the rights held by the above identified small business concern are not exclusive, each individual, concern or organization having rights in the invention must file separate verified statements averring to their status as small entities, and no rights to the invention are held by any person, other than the inventor, who would not qualify as an independent inventor under 37 CFR 1.9(c) if that person made the invention, or by any concern which would not qualify as a small business concern under 37 CFR 1.9(d), or a nonprofit organization under 37 CFR 1.9(e).

Each person, concern or organization having any rights in the invention is listed below:

- ☒ no such person, concern, or organization exists.
☐ each such person, concern or organization is listed below.

Separate verified statements are required from each named person, concern, or organization having rights to the invention averring to their status as small entities. (37 CFR 1.27)

I acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate. (37 CFR 1.28(b))

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this verified statement is directed.

NAME OF PERSON SIGNING Jan Long

TITLE OF PERSON IF OTHER THAN OWNER Vice President Sales and Marketing

ADDRESS OF PERSON SIGNING 173 Constitution Drive, Menlo Park, California 94025

SIGNATURE [Signature] DATE Mar 9 / 00

JointASSIGNMENT

WHEREAS, we, **Xiaode Xu, Wenfeng Huang and Ian Sayers**, have invented a certain improvement in **Guaranteed Air Connection** described in an application for Letters Patent of the United States, the specification of which:

- ☐ is being executed on even date herewith and is about to be filed in the United States Patent Office;
- ☒ was filed on February 14, 2000 as Application No. 09/504,325;
- ☐ was patented under U.S. Patent No. _____ on _____.

WHEREAS, **JetCell, Inc.**, (hereinafter "ASSIGNEE"), a corporation organized and existing under the laws of the **State of Delaware**, and having a usual place of business at 173 Constitution Drive, Menlo Park, California 94025 desires to acquire an interest therein in accordance with agreements duly entered into with us;

NOW, THEREFORE, to all whom it may concern be it known that for and in consideration of said agreements and of other good and valuable consideration, the receipt of which is hereby acknowledged, we have sold, assigned and transferred and by these presents do hereby sell, assign and transfer unto said ASSIGNEE, its successors, assigns and legal representatives, the entire right, title and interest in and throughout the United States of America, its territories and all foreign countries, in and to said invention as described in said application, together with the entire right, title and interest in and to said application and such Letters Patent as may issue thereon; said invention, application and Letters Patent to be held and enjoyed by said ASSIGNEE for its own use and behalf and for its successors, assigns and legal representatives, to the full end of the term for which said Letters Patent may be granted as fully and entirely as the same would have been held by us had this assignment and sale not been made; we hereby convey all rights arising under or pursuant to any and all international agreements, treaties or laws relating to the protection of industrial property by filing any such applications for Letters Patent. We hereby acknowledge that this assignment, being of the entire right, title and interest in and to said invention, carries with it the right in ASSIGNEE to apply for and obtain from competent authorities in all countries of the world any and all Letters Patent by attorneys and agents of ASSIGNEE's selection and the right to procure the grant of all such Letters Patent to ASSIGNEE for its own name as assignee of the entire right, title and interest therein;

AND, we hereby further agree for ourselves and our executors and administrators to execute upon request any other lawful documents and likewise to perform any other lawful acts which may be deemed necessary to secure fully the aforesaid invention to said ASSIGNEE, its successors, assigns and legal representatives, but at its or their expense and charges, including the execution of applications for patents in foreign countries, and the execution of substitution, reissue, divisional or continuation applications and preliminary or other statements and the giving of testimony in any interference or other proceeding in which said invention or any application or patent directed thereto may be involved;

AND, we do hereby authorize and request the Commissioner of Patents of the United States to issue such Letters Patent as shall be granted upon said application or applications based thereon to said ASSIGNEE, its successors, assigns, and legal representatives.

IN TESTIMONY WHEREOF, we have hereunto set our hands and affixed our seals the date set forth below.

Inventor's Signature: _____

Xiaode Xu

Xiaode Xu

State/Commonwealth

of

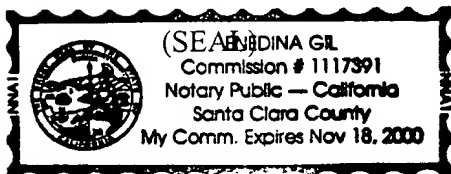
California

County of

San Mateo

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OCT 19 2000
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Then personally appeared before me the above-named **Xiaode Xu** and acknowledged that he/she executed the foregoing instrument as his/her free act and deed this 14th day of March, 2000.



Erendina Gil

Erendina Gil

Notary Public

(print name)

My Commission expires 11 / 18 / 00

Inventor's Signature: _____

Wenfeng Huang

State/Commonwealth

of

California

County of

San Mateo

Then personally appeared before me the above-named **Wenfeng Huang** and acknowledged that he/she executed the foregoing instrument as his/her free act and deed this 14th day of March, 2000.

(SEAL)

ENEDINA GIL
Commission # 1117391
Notary Public — California
Santa Clara County
My Comm. Expires Nov 18, 2000

E. Enedina Gil

Notary Public

Enedina Gil

(print name)

My Commission expires

11 / 18 / 00

Inventor's Signature: _____

I Sayers.

Ian Sayers

State/Commonwealth

of

California

County of

San Mateo

Then personally appeared before me the above-named **Ian Sayers** and acknowledged that he/she executed the foregoing instrument as his/her free act and deed this 14th day of March, 2000.

(SEAL)

ENEDINA GIL
Commission # 1117391
Notary Public — California
Santa Clara County
My Comm. Expires Nov 18, 2000

E. Enedina Gil

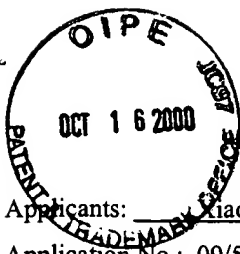
Notary Public

Enedina Gil

(print name)

My Commission expires

11 / 18 / 00

CERTIFICATE UNDER 37 C.F.R. § 3.73(b)Applicants: Gaode Xu, Wenfeng Huang and Ian SayersApplication No.: 09/504,325Filed: February 14, 2000For: GUARANTEED AIR CONNECTIONCisco Systems, Inc.

(Name of Assignee)

, a California Corporation

(Type of Assignee, e.g., corporation, partnership, university, government agency, etc.)

certifies that it is

- A. ☒ the assignee of the entire right, title and interest in the patent application identified above.
- B. ☐ an assignee together with [] of the entire right, title and interest in the patent application identified above. A separate Certificate under 37 CFR § 3.73(b) is attached.

The right, title and interest of the above-named assignee in the patent application identified above is established by virtue of:

- A. ☒ An assignment from the inventor(s) of the patent application identified above. The assignment was recorded in the Patent and Trademark Office at Reel _____, Frame _____, or for which a copy thereof is attached.

☒ A Certificate of Filing of an Agreement of Merger merging JetCell, Inc. into Cisco Systems, Inc. is attached.

OR

- B. ☐ A chain of title from the inventor(s) of the patent application identified above, to the current assignee as shown below:

1. From: _____ To: _____
The document was recorded in the Patent and Trademark Office at
Reel _____, Frame _____, or for which a copy thereof is attached.
2. From: _____ To: _____
The document was recorded in the Patent and Trademark Office at
Reel _____, Frame _____, or for which a copy thereof is attached.
3. From: _____ To: _____
The document was recorded in the Patent and Trademark Office at
Reel _____, Frame _____, or for which a copy thereof is attached.

☐ Additional documents in the chain of title are attached.

☐ Copies of assignments or other documents in the chain of title are attached.

The undersigned (whose title is supplied below) is empowered to act on behalf of the assignee.

I hereby declare that all statements made herein of my own knowledge are true, and that all statements made on information and belief are believed to be true; and further, that these statements are made with the knowledge that willful false statements and the like so made, are punishable by fine or imprisonment, or both, under Section 1001, Title 18 of the United States code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

OCT 06 2000

Date: _____

Name: Robert BarrTitle: World Wide Patent CounselSignature: 

State of California



SECRETARY OF STATE CERTIFICATE OF FILING



I, BILL JONES, Secretary of State of the State of California, hereby certify:

That on the **1st day of May, 2000**, there was filed in this office a(n) **Agreement of Merger** merging **JETCELL, INC.**, a(n) **Delaware** corporation, into **CISCO SYSTEMS, INC.**, a California corporation, and the surviving corporation, by the terms of said agreement.

IN WITNESS WHEREOF, I execute this
certificate and affix the Great Seal
of the State of California this day
of June 15, 2000.



Bill Jones
BILL JONES
Secretary of State.

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